

FILED

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

2001 JUN -8 PM 3:55

In Re: : Chapter 11
: :
W. R. GRACE & COMPANY, : Case No. 01-01139 JJF
: :
Debtor. : :

CLERK
U.S. BANKRUPTCY COURT
DISTRICT OF DELAWARE

TIG INSURANCE COMPANY, a :
California corporation, :
: :
Plaintiff, :
v. : Motion Number: 159
: :
GARY SMOLKER, an individual, :
and ALICE SMOLKER, an :
individual, and DOES 1-10, :
inclusive, :
: :
Defendant. : :

AND RELATED CROSS-ACTIONS :
CONCERNING HOME SAVING TERMITE :
CONTROL, INC. and W.F. MORRIS :

RE-NOTICE OF MOTION OF HOME SAVING TERMITE CONTROL, INC. AND
WAYNE MORRIS FOR ORDER GRANTING RELIEF FROM AUTOMATIC STAY
UNDER SECTION 362 OF THE BANKRUPTCY CODE, DOCKET ITEM NUMBER 159

T0: The attached service list.

The movant has filed a Motion for Relief from Stay which seeks the following relief:

(1) Moving Parties are permitted to take discovery against Debtor in an ongoing state action;

(2) Debtors' employees may be called as witnesses in an ongoing state action; and

(3) Moving Parties may file a cross-complaint for indemnity against the Debtor, to the extent of any available insurance coverage.

HEARING ON THE MOTION WILL BE HELD ON: **THURSDAY, JUNE 21,**
2001 at 4:00 p.m.

437
487

You are required to file a response (and the supporting documentation required by Local Rule 4001-1(d) to the attached motion at least five business days before the above-hearing date. (Debtor already filed, Docket Item Number: 326).

At the same time, you must also serve a copy of the response upon movants' attorneys:

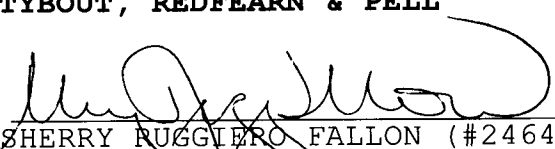
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The hearing date specified above may be a preliminary hearing or may be consolidated with the final hearing, as determined by the Court.

The attorneys for the parties shall confer with respect to the issues raised by the motion in advance for the purpose of determining whether a consent judgment may be entered and/or for the purpose of stipulating to relevant facts such as value of the property, and the extent and validity of any security instrument.

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Home Saving Termite Control,
Inc. and W.F. Morris

Dated: 6-8-01

CERTIFICATE OF SERVICE

I, SHERRY RUGGIERO FALLON, certify that I am not less than 18 years of age; that service of the attached document was made on the individuals and/or entities below on the 8th day of June, 2001 by first class mail in accordance with BR 7004:

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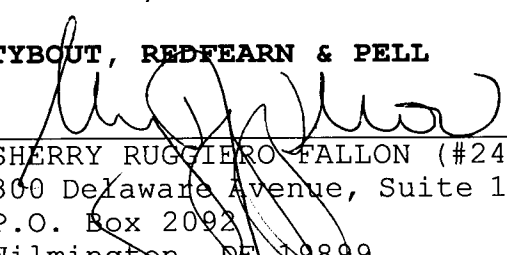
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